

Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 EB-08 OES-06 CG-00 DOTE-00
CIAE-00 COME-00 DODE-00 FMC-02 INR-07 NSAE-00
SAL-01 DLOS-06 OIC-02 AF-08 ARA-10 EA-09 NEA-10
IO-13 /098 R

DRAFTED BY L/T:WMMCQUADE/L/EB:JCROOK:KG

APPROVED BY L/T:AWROVINE

EB/TT/MA - MR. TAYLOR

L/UNA - MR. STOWE (PARA 4)

OES/ENP - MR. KINDER

L/ARA - MRS. CHESTER (PARA 4)

EUR/NE - MR. WORREL (INFO)

L/EA - MR. NORTON (PARA 4)

COAST GUARD - CAPT.HALLBERS(PHONE)

-----260007Z 100030 /70

R 242209Z MAR 77

FM SECSTATE WASHDC

TO AMEMBASSY LONDON

UNCLAS STATE 065813

E.O. 11652: N/A

TAGS: PFOR, IMCO

SUBJECT: TERRITORIAL APPLICATION OF COLREGS CONV

1. AT THE TIME RATIFICATION WAS DEPOSITED FOR COLREGS
CONV NO TERRITORIAL APPLICATION WAS MADE PURSUANT TO
ART III OF THE CONV. IN ANTICIPATION OF ENTRY INTO FORCE
OF THE CONV LATER THIS YEAR THE FOLLOWING NOTE HAS BEEN
PREPARED TO NOTIFY IMCO OF US TERRITORIAL APPLICATION.
EMBASSY IS REQUESTED TO TRANSMIT NOTE SUBSTANTIALLY SIMI-
LAR TO FOLLOWING DRAFT AS SOON AS POSSIBLE.

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BEGIN TEXT

THE AMBASSADOR OF THE UNITED STATES OF AMERICA PRESENTS
HIS COMPLIMENTS TO THE SECRETARY-GENERAL OF THE INTER-
GOVERNMENTAL MARITIME CONSULTATIVE ORGANIZATION AND HAS
THE HONOR TO REFER TO THE CONVENTION ON THE INTERNATIONAL
REGULATIONS FOR PREVENTING COLLISIONS AT SEA, 1972, DONE

AT LONDON ON OCTOBER 20, 1972. PARTICULAR REFERENCE IS MADE TO ARTICLE III OF THE CONVENTION WHICH PROVIDES IN RELEVANT PART:

ARTICLE III

TERRITORIAL APPLICATION

... ANY CONTRACTING PARTY RESPONSIBLE FOR THE INTERNATIONAL RELATIONS OF A TERRITORY MAY AT ANY TIME BY NOTIFICATION IN WRITING TO THE SECRETARY-GENERAL OF THE ORGANIZATION ... EXTEND THE APPLICATION OF THIS CONVENTION TO SUCH A TERRITORY.

2. THE PRESENT CONVENTION SHALL, UPON THE DATE OF RECEIPT OF THE NOTIFICATION OR FROM SUCH OTHER DATE AS MAY BE SPECIFIED IN THE NOTIFICATION, EXTEND TO THE TERRITORY NAMED THEREIN.

THE GOVERNMENT OF THE UNITED STATES DEPOSITED ITS INSTRUMENT OF RATIFICATION OF THE CONVENTION ON NOVEMBER 23, 1976, AND NOW WISHES IN ACCORDANCE WITH ARTICLE III TO NOTIFY THE SECRETARY-GENERAL OF THE APPLICATION OF THE CONVENTION TO CERTAIN TERRITORIES FOR WHICH THE UNITED STATES HAS INTERNATIONAL RESPONSIBILITY. SPECIFICALLY, THE UNITED STATES INTENDS TO EXTEND APPLICATION OF THE CONVENTION TO PUERTO RICO, GUAM, THE CANAL ZONE, THE VIRGIN ISLANDS OF THE UNITED STATES, AMERICAN SAMOA, THE TRUST TERRITORY OF THE PACIFIC ISLANDS, MIDWAY, WAKE, JOHNSTON ISLANDS, PALMYRA ISLAND, KINGMAN REEF, HOWLAND
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ISLAND, BAKER ISLAND, JARVIS ISLAND AND NAVASSA ISLAND.

ADDITIONALLY, RECENT COMMUNICATIONS FROM THE DEPOSITARY REGARDING ACTIONS RELATING TO THE CONVENTION HAVE NOT REPORTED MANY EXTENSIONS OF TERRITORIAL APPLICATION BY OTHER CONTRACTING PARTIES. IT IS NOT CLEAR WHETHER CERTAIN CONTRACTING PARTIES INTEND THAT TERRITORIES FOR WHICH THEY HAVE INTERNATIONAL RESPONSIBILITIES BE COVERED OR BE EXCLUDED BY THEIR RATIFICATIONS. THE GOVERNMENT OF THE UNITED STATES WISHES TO SOLICIT THE VIEWS OF SUCH CONTRACTING PARTIES ON THE ISSUE OF APPLICABILITY OF THE CONVENTION TO THE TERRITORIES FOR WHICH THEY HAVE INTERNATIONAL RESPONSIBILITIES.

END TEXT NOTE.

2. UPON TRANSMITTAL OF NOTE EMBASSY SHOULD PROMPTLY NOTIFY DEPT BY TELEGRAPH AND, WHEN IT BECOMES AVAILABLE, TRANSMIT TO THE DEPT (ATTN: L/T) THE FORMAL IMCO

ACKNOWLEDGMENT OF THE US NOTE.

3. EMBASSY ALSO REQUESTED TO CONTACT UK AUTHORITIES CONCERNING UK'S INTENDED APPLICATION OF NEW COLREGS CONVENTION TO UK TERRITORIES. IMCO'S MOST RECENT COMMUNICATION ON THIS SUBJECT (COLREG/CIRC. 28) LISTS ONLY HONG KONG. IN OTHER CASES, NOTABLY UK EXTENSION OF 1969 CIVIL LIABILITY CONVENTION UK EXTENDED APPLICATION OF

IMCO CONVENTIONS TO AN EXTENSIVE LIST OF TERRITORIES. EMBASSY ACCORDINGLY REQUESTED TO DETERMINE WHETHER UK INTENDS TO APPLY COLREGS TO TERRITORIES OTHER THAN HONG KONG, OR WHETHER 1960 COLREGS WILL REMAIN IN EFFECT IN AREAS OTHER THAN HONG KONG. PROMPT RESPONSE WILL BE APPRECIATED, SINCE USG WILL SHORTLY BE PUBLISHING FEDERAL REGISTER NOTICES TO ADVISE U.S. MARITIME COMMUNITY ON TERRITORIAL APPLICATION OF NEW COLREGS.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, DIPLOMATIC NOTES, TREATY ENTRY INTO FORCE, TERRITORIAL CLAIMS, FISHING LIMITS
Control Number: n/a
Copy: SINGLE
Sent Date: 24-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: WMMCQUADE/L/EB:JCROOK:KG
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770103-0730
Format: TEL
From: STATE
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770325/aaaaavhy.tel
Line Count: 140
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Litigation History:
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Message ID: f19f61b2-c288-dd11-92da-001cc4696bcc
Office: ORIGIN L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 30-Sep-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3004689
Secure: OPEN
Status: NATIVE
Subject: TERRITORIAL APPLICATION OF COLREGS CONV
TAGS: PFOR, US, IMCO
To: LONDON
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/f19f61b2-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009